



217/782-5544

May 23, 1984

Mr. Basil G. Constantelos, Director
Waste Management Division
U. S. Environmental Protection Agency
Region V
230 South Dearborn Street
Chicago, Illinois 60606

Re: Request for Compliance Order
Brighton/Brighton Landfill
ID #ILD 000667139
Macoupin County, Illinois
IEPA Enforcement File #7081-HAZ

11780201
11780203

Dear Mr. Constantelos:

The Illinois Environmental Protection Agency hereby requests that an Administrative Order be issued to the above-referenced facility for violations of the RCRA Subpart F: Groundwater Monitoring Requirements.

The subject facility is a hazardous waste landfill located in the southern one-third of Illinois. The facility does have permits from the State of Illinois. Both attorneys and environmental consultants representing the subject facility have been in communication with the USEPA with respect to the facility and in particular, with respect to groundwater monitoring RCRA requirements. The IEPA is not certain as to what has transpired between the USEPA and the subject facility based on the various communications between USEPA and the subject facility. In order to supply USEPA with a bird's-eye view, I am enclosing numerous documents pertaining to the groundwater monitoring program at the subject facility. An "Exhibit List" is attached to this letter for convenience sake and specifies all of the documents included herein. I am only forwarding one copy of all of the documents. Please distribute the entire package to the appropriate staff person assigned to this matter.

The Agency files are very voluminous with respect to the subject facility. The USEPA assigned staff personnel are invited to visit IEPA's Springfield Office to view the entire record, if necessary, during preparation of any Administrative Order that may be issued by USEPA for groundwater monitoring problems. It is my understanding that Mr. Bob Stone of USEPA reviewed the Brighton files sometime this month while visiting Springfield.

The IEPA attorney assigned to handle this matter is Mr. Phil Van Ness, who can be contacted at 2200 Churchill Road, Springfield, Illinois, telephone 217/782-5544. Technical staff at IEPA Springfield headquarters that can be

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Mr. Basil G. Constantelos

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of assistance to USEPA include Mr. Mark Haney and Mr. John Student. Their telephone numbers are, respectively, 217/782-0243 and 217/782-5713. Additionally, the IEPA's field staff located in our Collinsville Office are very familiar with the site. The FOS staff most familiar with the site include Mr. Ken Mensing, Mr. Pat McCarthy, and Mr. Perry Mann. Their address and telephone number are 113 West Main, Collinsville, Illinois 62234, telephone 618/345-4606. Please feel free to have your staff communicate with any IEPA personnel that can be of assistance.

The IEPA requests that your offices inform Mr. Phil Van Ness of the names of USEPA staff assigned to handle this matter as soon as such assignments are made. Also, if USEPA elects not to proceed in this matter, Mr. Van Ness should be notified as soon as possible. It will also be helpful if Mr. Van Ness is copied on all communications between USEPA and the facility or its representatives.

If I can be of any further assistance, please do not hesitate to contact me.

Sincerely,



William Seltzer
Senior Technical Advisor

Attachments

WS:bkm

cc: Bill Miner, USEPA
Mary Gade, USEPA
Bob Stone, USEPA
Wayne Pearson, USEPA
Bill Radlinski
Ken Mensing
Phil Van Ness
Docket Control
Division File

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EXHIBIT LIST

<u>DATE</u>	<u>NATURE OF DOCUMENT</u>
January 25, 1982	IEPA Supplemental Operating Permit, with attachments.
February 26, 1982	Letter from M. Rapps Associates (environmental consultant to Brighton), directed to USEPA, Region V, with attachments.
June 9, 1982	Letter from John Mathes and Associates, Inc., (geotechnical consultants to Brighton), directed to IEPA, with attachments.
June 11, 1982	Letter from John Mathes and Associates, Inc., directed to IEPA, with attachments.
June 18, 1982	Letter from John Mathes and Associates, Inc., directed to IEPA, with attachments.
June 21, 1982	Supplemental Permit issued by IEPA to Brighton.
August 23, 1982	Letter from IEPA to Illinois Institute of Natural Resources, Illinois State Water Survey Division, with attachments.
April 14, 1983	Letter from IEPA to Brighton.
April 26, 1983	Letter from M. Rapps Associates to IEPA, with attachments that include reports of groundwater analysis issued February 22, 1982, December 31, 1982, and January 31, 1983.
April 28, 1983	Letter from IEPA to Mr. Gene Evans, owner of Brighton.
October 19, 1983	Communication of IEPA to Brighton acknowledging receipt of an Application for Supplemental Permit to develop a consolidated water monitoring program.
November 28, 1983	Compliance Inquiry Letter issued by IEPA to Brighton, with attached facility inspection form for compliance with interim status standards covering groundwater monitoring.
December 9, 1983	Communication from M. Rapps Associates to IEPA in response to IEPA's denial to Brighton's Application for Supplemental Permit, with attachments.

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<u>DATE</u>	<u>NATURE OF DOCUMENT</u>
December 9, 1983	Communication from Mohan, Alewelt and Prillaman, attorneys representing Brighton, and directed to IEPA in response to IEPA's Compliance Inquiry Letter of November 28, 1983.
January 16, 1984	Communication from M. Rapps Associates to IEPA.
January 30, 1984	Communication from IEPA to Brighton advising Brighton that IEPA withdrew Brighton's Application for Supplemental Permit to Develop a consolidated water monitoring program. Said withdrawal was pursuant to the request of M. Rapps Associates.
March 13, 1984	Copy of communication from Mohan, Alewelt and Prillaman to Basil G. Constantelos, USEPA.
March 15, 1984	Communication from M. Rapps Associates to Mr. Kevin Pierard, USEPA.
April 4, 1984	Internal IEPA memo with respect to a site visit by Mr. Pat McCarthy of IEPA, with attachments.
April 16, 1984	Compliance Inquiry Letter from IEPA to Mr. Gene Evans, with most recent ISS inspection and other attachments.
April 19, 1984	Internal IEPA memo with respect to identification of certain borings and monitor well locations.

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